

NOV 17 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

BUSSER

Serial No.: 09/751,090

Filed: December 29, 2000

Atty. File No.: 4430-22

For: "RECOVERING DATA FROM
ARRAYS OF STORAGE DEVICES
AFTER CERTAIN FAILURES") Group Art Unit: 2113
)
) Examiner: Maskulinski, M.
)
) Confirmation No. 5019
)AMENDMENT AND RESPONSE

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to
the U.S. Patent and Trademark Office (Fax No. 703/872-6306)
on 11/17/04Sheridan Ross P
Kathleen McNish
SHERIDAN ROSS P
KATHLEEN MCNISHCommissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

Dear Sir:

Applicant submits this Amendment and Response to address the Office Action having a mailing date of September 2, 2004. Authorization to charge Deposit Account No. 19-1970 in the amount of \$142 as payment of the fee incurred as the results of the addition of one independent and three total claims in excess of those previously paid for is hereby granted. Please charge any underpayment or credit any overpayment to Deposit Account No. 19-1970. Reconsideration and withdrawal of the objections to and rejections of the claims are respectfully requested in view of the following amendments and remarks.

11/24/2004 COURTIS 00000003 191970 09751090

01 FC:1201 88.00 DA
02 FC:1202 54.00 DA